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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
AT PORTLAND

BOARD OF TRUSTEES OF THE OREGON  
RETAIL EMPLOYEES PENSION TRUST,

Plaintiff,  
v.

KAISER FOUNDATION HEALTH PLAN  
OF THE NORTHWEST,

Defendant.

Case No. 3:20-CV-01587-AC

STIPULATED MOTION FOR  
VOLUNTARY DISMISSAL OF  
DEFENDANT AND ACTION

This Stipulated Dismissal is entered into between Plaintiff Board of Trustees of the Oregon Retail Employees Pension Trust and Defendant Kaiser Foundation Health Plan of the Northwest.

The parties hereby stipulate to a judgment of dismissal of all claims against Defendant Kaiser Foundation Health Plan of the Northwest with prejudice and without costs or attorney fees to any party.

STIPULATED MOTION FOR VOLUNTARY  
DISMISSAL – 1

BARLOW COUGHREN  
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(206) 224-9900

DATED this 22<sup>nd</sup> day of February, 2021.

Stipulated by:

/s/ Noelle E. Dwarzski

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Attorneys for the Plaintiff

/s/ Medora A. Marisseau

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Attorneys for Defendant Kaiser Foundation  
Health Plan of the Northwest

JUDGMENT

NOW THEREFORE, it is hereby ordered and adjudged that Defendant Kaiser Foundation Health Plan of the Northwest is dismissed with prejudice and without costs or attorney fees to any party.

DATED this 22<sup>nd</sup> day of February, 2021.

HONORABLE JOHN V. ACOSTA  
U.S. DISTRICT COURT JUDGE

*magistrate*

STIPULATED MOTION FOR VOLUNTARY  
DISMISSAL - 2

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Presented by:

/s/ Noelle E. Dwarzski

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/s/ Medora A. Marisseau

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CERTIFICATE OF SERVICE

This will certify that on February 22, 2021, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system. This certifies that the foregoing document was served via CM/ECF electronic mail on all registered users.

Dated this 22<sup>nd</sup> day of February, 2021, at Seattle, Washington.

/s/ Noelle E. Dwarzski

Noelle E. Dwarzski, OSB 131866  
BARLOW COUGHRAN  
MORALES & JOSEPHSON, P.S.  
Attorneys for Plaintiff Trust Funds

STIPULATED MOTION FOR VOLUNTARY  
DISMISSAL – 3

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